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**PLANT PATENT  
APPLICATION (35 U.S.C. 161)  
DECLARATION  
(37 CFR 1.63)**

☐ Declaration Submitted with Initial Filing      **OR**      ☐ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)

Attorney Docket Number

First Named Inventor

Parsons

**COMPLETE IF KNOWN**

Application Number

Filing Date

Art Unit

Examiner Name

**I hereby declare that:**

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) name below to be the original and first inventor(s) of the new and distinct variety of:

bermudagrass

plant named:

OR 2002

which is claimed and for which a plant patent is sought, the specification of which

☒ is attached hereto, **OR** ☐ was filed on (MM/DD/YYYY) as United States

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claim, as amended by any amendment specifically referred to above.

I have asexually reproduced the plant to which this application applies.

☒ Said plant was found in cultivated area (check this box for newly found plant only)

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Check Only If Priority Not Claimed | Certified Copy Attached? |                          |
|-------------------------------------|---------|----------------------------------|------------------------------------|--------------------------|--------------------------|
|                                     |         |                                  |                                    | YES                      | NO                       |
|                                     |         |                                  | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
|                                     |         |                                  | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
|                                     |         |                                  | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
|                                     |         |                                  | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

(Page 1 of 2)

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**DECLARATION - Plant Patent Application**Direct all correspondence to: ☐ Customer Number:  OR ☒ Correspondence address belowName Virginia LehmanAddress 811 Mountain River Dr.

Address

|                              |                               |                         |
|------------------------------|-------------------------------|-------------------------|
| City <u>Lebanon</u>          | State <u>OR</u>               | ZIP <u>97355</u>        |
| Country <u>United States</u> | Telephone <u>541 451 1847</u> | Fax <u>541 451 1847</u> |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

☐ A petition has been filed for this unsigned inventor

|                                  |                                       |
|----------------------------------|---------------------------------------|
| Given Name <u>Donald LaVerne</u> | Family Name or Surname <u>Parsons</u> |
|----------------------------------|---------------------------------------|

|  |                                  |
|--|----------------------------------|
| Inventor's Signature <u>Donald LaVerne Parsons</u> | Date <u>1-23-04</u>              |
| Residence: City <u>Lake Forest</u>                 | State <u>CA</u>                  |
| Country <u>United States</u>                       | Citizenship <u>United States</u> |

Mailing Address 22392 Sunlight Creek

Mailing Address

|                         |                 |                  |                              |
|-------------------------|-----------------|------------------|------------------------------|
| City <u>Lake Forest</u> | State <u>CA</u> | Zip <u>92630</u> | Country <u>United States</u> |
|-------------------------|-----------------|------------------|------------------------------|

NAME OF SECOND INVENTOR:

☐ A petition has been filed for this unsigned inventor

|                                 |                                      |
|---------------------------------|--------------------------------------|
| Given Name <u>Virginia Gail</u> | Family Name or Surname <u>Lehman</u> |
|---------------------------------|--------------------------------------|

|  |                                  |
|--|----------------------------------|
| Inventor's Signature <u>Virginia Gail Lehman</u> | Date <u>21 Jan 2004</u>          |
| Residence: City <u>Lebanon</u>                   | State <u>OR</u>                  |
| Country <u>United States</u>                     | Citizenship <u>United States</u> |

Mailing Address 811 Mountain River Drive

Mailing Address

|                     |                 |                  |                              |
|---------------------|-----------------|------------------|------------------------------|
| City <u>Lebanon</u> | State <u>OR</u> | Zip <u>97355</u> | Country <u>United States</u> |
|---------------------|-----------------|------------------|------------------------------|

☐ Additional inventors or legal representative(s) are being named on the \_\_\_\_\_ supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.

# DECLARATION (CFR 1.63) FOR PLANT APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

|  |                           |
|--|---------------------------|
| Title of Invention   | bermudagrass named OR2002 |
| <p>As the below named inventor(s), I/we declare that:</p> <p>This declaration is directed to:</p> <p><input checked="" type="checkbox"/> The attached application, or</p> <p><input type="checkbox"/> Application No. _____ filed on _____,</p> <p><input type="checkbox"/> as amended on _____ (if application);</p> <p>I/we believe that I/we am/ are the original and first inventor(s) of the new and distinct variety of plant which is claimed and for which a plant patent is sought; ✓</p> <p>I/we have asexually reproduced the plant to which this application applies;</p> <p><input checked="" type="checkbox"/> The plant was found in a cultivated area (check this box for a newly found plant only);</p> <p>I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;</p> <p>I/we acknowledge the duty to disclosure to the United State Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part.</p> <p>All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.</p> |                           |

|  |                                  |
|--|----------------------------------|
| FULL NAME OF INVENTOR(S)   |                                  |
| Inventor one:  | Donald La Verne Parsons          |
| Signature: <u>Donald La Verne Parsons</u>  | Citizen of: <u>United States</u> |
| Inventor two: <u>Virginia Gail Lehman</u>  |                                  |
| Signature: <u>Virginia Lehman</u>  | Citizen of: <u>United States</u> |
| Inventor three: _____  |                                  |
| Signature: _____   | Citizen of: _____                |
| <input type="checkbox"/> Additional inventors or a legal representative are being named on _____ additional form(s) attached hereto. |                                  |

This collection of information is required by 37 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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